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CLERK U.S. DISTRICT COURT
NO. DIST. OF CAL.

ELIAS STAVRINIDES
1077 Hawthorne Cir
Rohnert Park, CA 94928
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MEJ

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELIAS STAVRINIDES,

Plaintiff,

vs.

PACIFIC GAS AND ELECTRIC
COMPANY;

Defendant.

CASE NO.

CV16

433

) VERIFIED COMPLAINT FOR DAMAGES

) VIOLATION OF 15 USC 1692 *et seq.* FDCPA;

) VIOLATION OF 47 USC 227 *et seq.* TCPA;

) VIOLATION OF CALIFORNIA ROSENTHAL

) FAIR DEBT COLLECTION PRACTICES ACT

) CC 1788 *et seq.*

) INTENTIONAL INFLICTION OF EMOTIONAL

) DISTRESS

) DEMAND FOR TRIAL BY JURY

COMPLAINT

Plaintiff, Elias Stavrinides, individually hereby sues Defendant PACIFIC GAS AND
ELECTRIC COMPANY, for violations of the FDCPA 15 USC §1692, violations of the TCPA
47 USC §227, and the California Rosenthal Fair Debt Collection Practices Act Civil Code 1788.

PRELIMINARY STATEMENT

1. This is an action for damages and injunctive relief brought by Plaintiff against
Defendant for violations of the Telephone Consumer Protection Act (TCPA) 47 USC
§227(b)(1)(A), Telephone Consumer Protection Act (TCPA) 47 USC §227(b)(1)(A)(iii), Fair

1 Debt Collection Practices Act (FDCPA) 15 U.S.C. §1692c(a)(1), Fair Debt Collection Practices
2 Act (FDCPA) 15 U.S.C. §1692d(5) and Fair Debt Collection Practices Act (FDCPA) 15 U.S.C.
3 §1692d(6), Fair Debt Collection Practices Act (FDCPA) 15 U.S.C. §1692e(10), the California
4 Rosenthal Fair Debt Collection Practices Act (CFDCPA).

5
6 2. Plaintiff contends that the Defendant has violated the following laws by
7 repeatedly harassing Plaintiff in attempts to collect alleged but nonexistent debt.

8 3. Plaintiff contends that the Defendant has intentionally knowingly and willfully
9 violated such laws by repeatedly harassing Plaintiff in attempt to inflict severe emotional
10 distress.
11

12 **JURISDICTION AND VENUE**

13 4. Jurisdiction of this Court arises under 28 U.S.C. §1331, 47 U.S.C. §227(b)(3), 15
14 U.S.C. §1692k(d), California Stat. § 1788, and supplemental jurisdiction exists for the state law
15 claims pursuant to 28 U.S.C. §1367, Jurisdiction arises under Cal. Civ. Pro. §410.10. Defendant
16 conducts business in the state of California and therefore, personal jurisdiction is established.
17

18 5. Venue is proper pursuant to 28 U.S.C. §1391b and Cal. Civ. Pro. §395(a). Venue
19 in this District is proper in that the Plaintiff resides here, the Defendants transact business here,
20 and the conduct complained of occurred here.
21

22 **PARTIES**

23 6. Plaintiff, ELIAS STAVRINIDES, ("STAVRINIDES") is a natural person and is a
24 resident of Sonoma County, California.

25 7. Upon information and belief Defendant, PACIFIC GAS AND ELECTRIC
26 COMPANY ("PGE") is a California corporation, authorized to do business in California, with
27
28

Corporate Headquarters at 77 Beale Street, 32nd Floor, San Francisco, CA 94105 Agent For
Service of Process, Linda Y.H. Cheng on 24th Floor.

FACTUAL ALLEGATIONS

8. Defendant PGE is a debt collector, and is attempting to collect a debt,
subject to the Fair Debt Collection Practices Act, 15 U.S.C. §1692 *et seq.* (“FDCPA”).

9. Defendant PGE is an entity which collects debts, bringing it within the
ambit of the California Rosenthal Fair Debt Collection Practices Act Civil Code 1788
(“CFDCA”).

10. Plaintiff has no prior or present established relationship with the Defendant PGE.

11. Defendant PGE has continued to send statements to Plaintiff regarding some
alleged and disputed debt.

12. Plaintiff has disputed the debt, and has sent a request for verification of debt on
October 10, 2013 Certified Mail 7012 3050 0000 7317 5568.

13. Defendant PGE has never validated or verified the debt, but continues to attempt
to collect this disputed debt.

14. Plaintiff has no contractual obligation to pay Defendant PGE.

15. Plaintiff has never given Defendant PGE express permission to call Plaintiff’s
cellular phone.

16. Defendant PGE has reported thru debt collectors as a furnisher to Plaintiffs credit
report, in amounts different than written demands.

17. Defendant PGE has sold or outsourced to GC SERVICES LIMITED
PARTNERSHIP, a collection agency, the continued collection of the unverified debt to an

1 outside agency. This outsourced agency reported additional negative information of the
2 unverified debt on Plaintiffs credit reports.

3 18. Upon written demand on October 8, 2013 to GC SERVICES LIMITED
4 PARTNERSHIP, to validate and verify the debt; no further written attempts to collect this
5 unverified debt was made by this agency to Plaintiff.

6
7 19. Defendant PGE again, knowingly and intentionally, continued to attempt to
8 collect this unverified debt and harass Plaintiff when GC SERVICES LIMITED
9 PARTNERSHIP agency stopped collection.

10 20. Defendant PGE has sold or outsourced to CBE GROUP, a collection agency, the
11 continued collection of the unverified debt to an outside agency. This outsourced agency
12 reported additional negative information of the unverified debt on Plaintiffs credit reports, under
13 two account numbers and different amounts. These are still being reported as of this day.

14
15 21. On February 27, 2015 at 11:24 a.m. Defendant PGE called Plaintiff's cell phone
16 707-483-7689 from phone number 800-743-5000 using automatic telephone dialing system
17 capabilities with artificial or prerecorded voices, attempting to collect a debt by leaving a
18 prerecorded message threatening to discontinue service for nonpayment of a debt. This message is
19 left on Plaintiffs cellular phone.

20
21 22. On April 2, 2015 at 08:23 a.m. Defendant PGE called Plaintiff's cell phone 707-
22 483-7689 from phone number 800-743-5000 using automatic telephone dialing system
23 capabilities with artificial or prerecorded voices, attempting to collect a debt by leaving a
24 prerecorded message threatening to discontinue service for nonpayment of a debt. This message is
25 left on Plaintiffs cellular phone.

1 23. On April 20, 2015 Plaintiff wrote a Notice of Intent to Sue and Commence Action
2 by Certified Mail Receipt #7014 1820 0000 1454 3768; as a condition precedent to a damage
3 suit. The letter was delivered to Mr. Earley, CEO, and Ms. Cheng, legal agent for service of
4 process. Plaintiff assumed that Defendant PGE would stop the calls after the mailing of the
5 Notice. They did not.

6 24. On May 7, 2015 at 08:02 a.m. Defendant PGE called Plaintiff's cell phone 707-
7 483-7689 from phone number 800-743-5000 using automatic telephone dialing system
8 capabilities with artificial or prerecorded voices, attempting to collect a debt by leaving a
9 prerecorded message threatening to discontinue service for nonpayment of a debt. This message is
10 left on Plaintiffs cellular phone.
11

12 25. On July 16, 2015 at 08:04 a.m. Defendant PGE called Plaintiff's cell phone 707-
13 483-7689 from phone number 800-743-5000 using automatic telephone dialing system
14 capabilities with artificial or prerecorded voices, attempting to collect a debt by leaving a
15 prerecorded message threatening to discontinue service for nonpayment of a debt. This message is
16 left on Plaintiffs cellular phone.
17

18 26. On July 24, 2015 Plaintiff commenced an action CV-15-3118 in this court to
19 attempt to get Defendant PGE to stop the unlawful damaging harassing calls. The case was
20 dismissed for non-prosecution of the case due to the unavailability of Plaintiff to learn the legal
21 requirements and stay on track to prosecute the case. Plaintiff was moving, changed mailing
22 address, and not receiving mail to timely respond. Plaintiff assumed that Defendant PGE would
23 stop the calls after the filing of the action. They intentionally did not.
24

25 27. On January 11, 2016 at 10:12 a.m. Defendant PGE called Plaintiff's cell phone
26 707-483-7689 from phone number 800-743-5000 using automatic telephone dialing system
27
28

1 capabilities with artificial or prerecorded voices, attempting to collect a debt by leaving a
 2 prerecorded message threatening to discontinue service for nonpayment of a debt. This message is
 3 left on Plaintiffs cellular phone.

4 28. On all the above referenced calls to Plaintiffs cellular phone, were done with no
 5 prior permission given by Plaintiff.

6 29. On all the above referenced calls to Plaintiffs cellular phone, Defendant PGE
 7 asserted a right which it lacks, to wit, the right to enforce a debt.
 8

9 30. On all the above referenced calls to Plaintiffs cellular phone, Defendant PGE
 10 failed to identify that they were debt collectors attempting to collect a debt.
 11

12 31. On all the above referenced calls to Plaintiffs cellular phone, Defendant PGE

13 **Violated TCPA Statutes 47 USC 227 as follows:**

- 14 a. § 227(b)(1)(A) using an automatic telephone dialing system to call cell phone.
 15 b. § 227(b)(1)(A) making a call without an emergency purpose.
 16 c. § 227(b)(1)(A) making a call without prior express (written) consent.
 17 d. § 227(b)(1)(A) making a call using automatic telephone dialing system.
 18 e. § 227(b)(1)(A) making a call with an artificial or prerecorded voice.
 19 f. § 227(b)(3)(B) making a call without an established business relationship.
 20 g. § 227(b)(1)(A)(iii) making a call for which charged for the call.
 21 h. § 227(b)(1)(A)(iii) making a call without permission to call my cellular telephone.

22 32. On all the above referenced calls to Plaintiffs cellular phone, defendant PGE

23 **Violated CA CIVIL CODE SECTION 1788 et seq as follows:**

- 24 a. § 1788.10(a) The use . . any criminal means to cause harm to the person.
 25 b. § 1788.10(a) The use . . any criminal means to cause harm to the person. . or the
 26 reputation.
 27 c. § 1788.10(b) threat . . failure to pay will result in an accusation. . committed a crime. .
 28 false.
 d. § 1788.10(c) debt collector knows will defame the debtor.
 e. § 1788.10(d) sell or assign . . accompanying false representation.
 f. § 1788.10(f) threat to take action which is prohibited by this title.
 g. § 1788.11(e) constitute an harassment.
 h. § 1788.12(c) communicating . . deadbeat list (credit report).

- i. § 1788.12(d) communicating . . intended both . . see by any other person. . embarrass debtor.
- j. § 1788.13(j) false representation . . legal proceeding will be. . unless payment is made.
- k. § 1788.17 shall comply with provisions of 1692b to 1692j; subject to 1692k.

**FIRST CAUSE OF ACTION
VIOLATIONS OF THE TELEPHONE COMMUNICATIONS ACT 47 U.S.C.
§227(b)(1)(A) BY DEFENDANT PACIFIC GAS AND ELECTRIC COMPANY.**

33. Plaintiff's re-alleges and incorporates by reference the facts and allegations contained in the Paragraphs above as though fully set forth herein.

34. Defendant PGE has demonstrated willful or knowing non-compliance with 47 U.S.C. §227(b)(1)(A) by using an automatic telephone dialing system to call the Plaintiff's number.

35. 47 U.S.C. §227(b)(1)(A) states in part;

(b) RESTRICTIONS ON THE USE OF AUTOMATED TELEPHONE EQUIPMENT.—

(1) PROHIBITIONS.—It shall be unlawful for any person within the United States, or any person outside the United States if the recipient is within the United States—

(A) to make any call (other than a call made for emergency purposes or made with the prior express consent of the called party) using any automatic telephone dialing system or an artificial or prerecorded voice—

36. Defendant PGE has called the Plaintiffs phone using an automatic dialing system.

37. Defendant PGE has demonstrated willful or knowing non-compliance with 47 U.S.C. §227(b)(1)(A) by calling the Plaintiff's number and using an automatic dialing system. The call is subject to treble damages pursuant to 47 U.S.C. §227(b)(3) as it was intentional.

38. Plaintiff spoke with PGE and PGE assured Plaintiff that the calls and collection attempts would stop. PGE refuses to cease communication and continues to violate 47 U.S.C. An

1 unintentional call carries a damage amount of \$500; an intentional call carries a damage amount
2 of \$1,500 per violation.

3 39. Plaintiff and PGE do not have an established business relationship within the
4 meaning of 47 U.S.C. §227. Plaintiff is entitled to damages of \$1500 per violation pursuant to 47
5 U.S.C. §227(b)(3)(C).
6

7 **WHEREFORE**, Plaintiff demands judgment for damages against PGE for actual,
8 statutory, and punitive damages, attorney's fees and costs, pursuant to 47 U.S.C §227.

9 **SECOND CAUSE OF ACTION**
10 **VIOLATIONS OF THE TELEPHONE COMMUNICATIONS ACT 47 U.S.C.**
11 **§227(b)(1)(A)(iii) BY DEFENDANT PACIFIC GAS AND ELECTRIC COMPANY.**

12 40. Plaintiff's re-alleges and incorporates by reference the facts and allegations
13 contained in the Paragraphs above as though fully set forth herein.

14 41. Defendant PGE has called the Plaintiffs cellular phone contrary to 47 U.S.C.
15 §227(b)(1)(A)(iii).
16

17 42. 47 U.S.C. §227(b)(1)(A)(iii) states in part;

18 (1) PROHIBITIONS.—It shall be unlawful for any person within the United States, or
19 any person outside the United States if the recipient is within the United States—

20 (A) to make any call (other than a call made for emergency purposes or made with the
21 prior express consent of the called party) using any automatic telephone dialing system or an
artificial or prerecorded voice—

22 (iii) to any telephone number assigned to a paging service, cellular telephone service,
23 specialized mobile radio service, or other radio common carrier service, or any service for which
24 the called party is charged for the call;

25 43. Defendant PGE has demonstrated willful or knowing non-compliance with 47
26 U.S.C. §227(b)(1)(A)(iii) by calling the Plaintiff's number, which is assigned to a cellular
27 telephone service. The Plaintiff has never given PGE permission to call Plaintiffs cellular phone.
28 The call is subject to treble damages pursuant to 47 U.S.C. §227(b)(3)(C) as it was intentional.

1 44. Plaintiff spoke with PGE and PGE assured Plaintiff that the collection attempt and
2 calls would stop. PGE refuses to cease communication and continues to violate 47 U.S.C. An
3 unintentional call carries a damage amount of \$500; an intentional call carries a damage amount
4 of \$1,500 per violation.

5 45. Plaintiff and PGE do not have an established business relationship within the
6 meaning of 47 U.S.C. §227. Plaintiff is entitled to damages of \$1500 per violation pursuant to 47
7 U.S.C. §227(b)(3)(C).
8

9 **WHEREFORE**, Plaintiff demands judgment for damages against PGE for actual,
10 statutory, and punitive damages, attorney's fees and costs, pursuant to 47 U.S.C §227.
11

12 **THIRD CAUSE OF ACTION**
13 **VIOLATION OF FAIR DEBT COLLECTION PRACTICES ACT (FDCPA), 15 U.S.C.**
14 **§1692c(a)(1) BY DEFENDANT PACIFIC GAS AND ELECTRIC COMPANY.**

15 46. Plaintiff's re-alleges and incorporates by reference the facts and allegations
16 contained in the Paragraphs above as though fully set forth herein.

17 47. Defendant PGE placed a telephone call to the Plaintiff's cellular telephone.

18 48. Defendant knew or should have known that the phone calls made were
19 inconvenient to the consumer. Plaintiff explicitly notified Defendant PGE to stop calling (15
20 U.S.C. §1692c(C)), and Defendant PGE stated they would. They did not.

21 49. Defendant PGE violated 15 U.S.C. §1692c(a)(1) by calling Plaintiff's cellular
22 phone on dates and times listed above with no prior permission given by Plaintiff.
23

24 50. Such communication is prohibited by 15 U.S.C. §1692c(a)(1).

25 51. 15 U.S.C. §1692c(a)(1) states in part;

26 (a) **COMMUNICATION WITH THE CONSUMER GENERALLY.** Without the prior
27 consent of the consumer given directly to the debt collector or the express permission of a court
28 of competent jurisdiction, a debt collector may not communicate with a consumer in connection
with the collection of any debt—

1 (1) at any unusual time or place or a time or place known or which should be known to
2 be inconvenient to the consumer. . . .

3 **WHEREFORE**, Plaintiff demands judgment for damages against PGE for actual,
4 statutory, and punitive damages, attorney's fees and costs, pursuant to 15 U.S.C. §1692.

5 **FOURTH CAUSE OF ACTION**
6 **VIOLATION OF FAIR DEBT COLLECTION PRACTICES ACT (FDCPA), 15 U.S.C.**
7 **§1692d(5) BY DEFENDANT PACIFIC GAS AND ELECTRIC COMPANY.**

8 52. Plaintiff's re-alleges and incorporates by reference the facts and allegations
9 contained in the Paragraphs above as though fully set forth herein.

10
11 53. Defendant PGE violated 15 U.S.C. §1692d(5) by calling the Plaintiff monthly
12 continuously from July 2012, with the intent to annoy, abuse, or harass the Plaintiff with no prior
13 permission given by Plaintiff.

14
15 54. This intentional and repeated calling by PGE has caused the Plaintiff undue stress,
16 relationship issues, nervousness and embarrassment.

17 55. 15 U.S.C. §1692d(5) states in part;

18 A debt collector may not engage in any conduct the natural consequence of which is to
19 harass, oppress, or abuse any person in connection with the collection of a debt. Without limiting the
20 general application of the foregoing, the following conduct is a violation of this section:

21 (5) Causing a telephone to ring or engaging any person in telephone conversation
22 repeatedly or continuously with intent to annoy, abuse, or harass any person at the called number.

23 **WHEREFORE**, Plaintiff demands judgment for damages against PGE for actual,
24 statutory, and punitive damages, attorney's fees and costs, pursuant to 15 U.S.C. §1692.

25 **FIFTH CAUSE OF ACTION**
26 **VIOLATION OF FAIR DEBT COLLECTION PRACTICES ACT (FDCPA), 15 U.S.C.**
27 **§1692d(6) BY DEFENDANT PACIFIC GAS AND ELECTRIC COMPANY.**

28 56. Plaintiff's re-alleges and incorporates by reference the facts and allegations
contained in the Paragraphs above as though fully set forth herein.

A debt collector may not engage in any conduct the natural consequence of which is to harass, oppress, or abuse any person in connection with the collection of a debt. Without limiting the general application of the foregoing, the following conduct is a violation of this section:

WHEREFORE, Plaintiff demands judgment for damages against PGE for actual, statutory, and punitive damages, attorney's fees and costs, pursuant to 15 U.S.C. §1692.

59. Plaintiff's re-alleges and incorporates by reference the facts and allegations contained in the Paragraphs above as though fully set forth herein.

61. 15 U.S.C. §1692e(10) states in part;

A debt collector may not use any false, deceptive, or misleading representation or means in connection with the collection of any debt. Without limiting the general application of the foregoing, the following conduct is a violation of this section:

WHEREFORE, Plaintiff demands judgment for damages against PGE for actual, statutory, and punitive damages, attorney's fees and costs, pursuant to 15 U.S.C. §1692.

VERIFIED COMPLAINT FOR DAMAGES Page 11

VIOLATION OF CALIFORNIA ROSENTHAL FAIR DEBT COLLECTION PRACTICES ACT CC 1788 *et seq.* BY DEFENDANT PACIFIC GAS AND ELECTRIC COMPANY.

62. Plaintiff's re-alleges and incorporates by reference the facts and allegations contained in the Paragraphs above as though fully set forth herein.

63. Plaintiff is a consumer within the meaning of 15 USC 1692 *et seq.*

64. Defendant PGE is seeking to collect a consumer debt from Plaintiff as defined by Cal. Civ. §1788.10(f).

65. The account in question is a consumer credit transaction as defined by Cal. Civ. §1788.2(e) as Plaintiff has allegedly received property, services or money from the Defendant on an extension of credit and such property, services or money was used primarily for personal, family or household purposes.

66. Defendant violated §1788.11(d) of the CFDCPA by placing a collection call to Plaintiff monthly repeatedly and continuously so as to annoy Plaintiff.

67. Defendant violated §1788.11(e) of the CFDCPA by placing a collection call to Plaintiff as to be unreasonable and to constitute a harassment to Plaintiff under the circumstances.

68. Defendant violated the §1788.17 of the CFDCPA by continuously failing to comply with the statutory regulations contained with the FDCPA 15 USC §1692 *et seq.*

63 Defendant violated §1692d of the FDCPA by engaging in conduct the natural consequence of which is to harass, oppress, or abuse the Plaintiff.

64. Defendant violated §1692d(5) of the FDCPA by causing a telephone ring with the intent to annoy, abuse, and harass Plaintiff.

1 **WHEREFORE**, Plaintiff demands judgment for damages against PGE for actual,
2 statutory, and attorney's fees pursuant to §1788.30(b) and costs, pursuant to §1788.30(c).

3 **EIGHTH CAUSE OF ACTION**
4 **INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**
5 **BY DEFENDANT PACIFIC GAS AND ELECTRIC COMPANY.**

6 65. Plaintiff's re-alleges and incorporates by reference the facts and allegations
7 contained in the Paragraphs above as though fully set forth herein.

8 66. It appears the ultimate facts constituting the outrageous conduct underlying the
9 cause of action outlined below:

- 10 a. Defendant PGE promising to stop further collection efforts when Plaintiff called.
11 b. Defendant PGE promising to stop further harassment when Plaintiff called.
12 c. Defendant PGE not validating or verifying the debt as required to when Plaintiff
13 wrote to Defendant PGE.
14 d. Defendant PGE sending out to collection company in a further attempt to collect this
15 unverified debt that it promised to stop collecting.
16 e. Defendant PGE reporting different amounts and by different purported creditors on
17 Plaintiffs credit reports.
18 f. Defendant PGE promising to stop further collection calls to Plaintiffs cell phone.
19 g. Defendant PGE continuing to call Plaintiffs cell phone even after Plaintiff filing case
20 No. CV-15-3118 in USDC, this same court.
21

22 67. Defendant's actions were outrageous, intentional and malicious, and done with
23 reckless disregard of the fact that the actions would certainly cause Plaintiffs to suffer severe
24 emotional and physical distress.
25
26
27
28

68. As a proximate result of the acts of Defendant's, Plaintiff's suffered manifestations of severe emotional distress, specifically in the form of humiliation, mental anguish, anxiety, emotional distress, psychosis, loss of sleep, loss of appetite, and fear. The acts of Defendant's have injured Plaintiff's in mind and body.

69. Defendant's conduct was done knowingly, willfully, and with malicious intent, and Plaintiff is entitled to punitive damages in an amount to be determined by proof at trial.

WHEREFORE, Plaintiff demands judgment for damages against Defendant PGE for intentional infliction of emotional distress in the amount of \$250,000.00.

DEMAND FOR TRIAL BY JURY

Plaintiff hereby demands a trial by jury of all issues so triable as a matter of law.

January 25th, 2016

Respectfully submitted:



ELIAS STAVRINIDES
1077 Hawthorne Cir
Rohnert Park, CA 94928
Telephone: (707) 483-7689
punchdrunk76@gmail.com

VERIFICATION

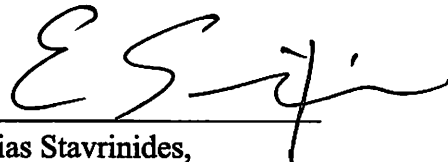
Declarations of Elias Stavrinos

I, Elias Stavrinos declare as follows:

1. I am the Plaintiff in the above entitled matter.
2. I am of age, sound of mind and competent to testify to facts based on first hand knowledge of above items so stated.
3. I have been damaged financially, socially and emotionally as a result of Defendant's unlawful actions and conduct.
4. I have read the foregoing pleading and know the facts therein stated to be true and correct.

1 5. I declare, under penalty of perjury pursuant to the laws of California and the United
2 States, that the foregoing is true and correct to the best of my knowledge, information and
3 belief.

4 January 25, 2016

5 

6 Elias Stavrinides,
7 Declarant
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CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

ELIAS STAVRINIDES
1077 HAWTHORNE CIR
ROHNERT PARK, CA 94928

(b) County of Residence of First Listed Plaintiff SONOMA
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
PRO SE

DEFENDANTS

PACIFIC GAS AND ELECTRIC COMPANY
77 BEALE STREET 24TH FLOOR
SAN FRANCISCO, CA 94105

County of Residence of First Listed Defendant SAN FRANCISCO
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)
UNKNOWN

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

| CONTRACT | TORTS | FORFEITURE/PENALTY | BANKRUPTCY | OTHER STATUTES |
|---|--|---|---|---|
| <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise | PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability | <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions | <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609 | <input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input checked="" type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes |
| REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property | CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities Employment <input type="checkbox"/> 446 Amer. w/Disabilities Other <input type="checkbox"/> 448 Education PRISONER PETITIONS <input type="checkbox"/> Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement | | | |

V. ORIGIN (Place an "X" in One Box Only)

- X 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
47 USC 227, 15 USC 1692, CA CODE CIV PRO 1788
Brief description of cause:
TCPA, FDCPA, CA ROSENTHAL ACT

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$ \$250,000.00+

CHECK YES only if demanded in complaint:
JURY DEMAND: X Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

IX. DIVISIONAL ASSIGNMENT (Civil L.R. 3-2)

(Place an "X" in One Box Only)

(X) SAN FRANCISCO/OAKLAND

() SAN JOSE

() EUREKA

DATE

SIGNATURE OF ATTORNEY OF RECORD

JANUARY 25, 2016

ELIAS STAVRINDES IN PRO SE